

PATENT APPLICATION  
Q-87659

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Heinz FOCKE et al

PCT/EP2003/011774

Filed: October 24, 2003

Appln. No. NOT YET KNOWN

Confirmation No.: NOT YET KNOWN

Filed: April 29, 2005

For: HINGE-LID PACKET FOR CIGARETTES

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO/SB/08 A & B (modified) and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the non-U.S. patent documents cited in the German Search Report are submitted herewith. In accordance with 37 C.F.R. § 1.98(a)(2)(i), the undersigned is not submitting copies of the cited U.S. patents.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

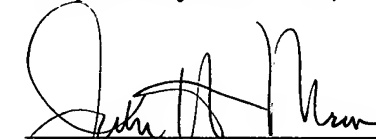
## INFORMATION DISCLOSURE STATEMENT

filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 CFR §1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a counterpart German Search Report citing such documents, together with an English-language version of that portion of the Search Report indicating the degree of relevance found by the German Patent Office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,

  
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Date: April 29, 2005

Substitute for form 1449 A & B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	NOT YET KNOWN
				Confirmation Number	NOT YET KNOWN
				Filing Date	April 29, 2005
				First Named Inventor	Heinz FOCKE et al
				Art Unit	NOT YET KNOWN
Examiner Name	NOT YET KNOWN				
Attorney Docket Number	Q-87659				
Sheet	1	of	1		

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		5,255,842		10/26/1993	Ake ROSEN
		3,163,349		12/29/1964	S. M. SILVER
		1,655,505		1/10/1928	B.A. LANGE
		5,904,244		5/18/1999	Heinz FOCKE et al

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		DE	44 29 670	C2	7/25/1996	HENKEL KGaA	
		DE	1 062 172		7/23/1959	MOLINS MACHINE COMPANY, LTD.	
		DE	1 017 013'		10/3/1957	ROTOPACK G.m.b.H.	
		DE	199 24 187	A1	4/27/2000	Reiner WAGNER	
		DE	101 06 548	A1	8/22/2002	PHILIP MORRIS PRODUCTS S.A.	
		DE	201 01 554	U1	4/26/2001	GRAPHIA HANS GUNDLACH GmbH & CO.	
		EP	900 736	A2	8/7/1998	PHILIP MORRIS PRODUCTS, INC.	
		DE	100 47 447	A1	5/17/2001	G.D. SOCIETA PER AZIONI	
		GB	224 066		11/6/1924	George Henry COOK	

## OTHER ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant indicate here if English language Translation is attached.